

BYE-LAWS
for the
Regulation of Licensed Establishments
for
MASSAGE or SPECIAL TREATMENT
1942

Borough of Hendon

ESTABLISHMENTS FOR MASSAGE OR SPECIAL TREATMENT

Middlesex County Council Act, 1934 – Part VII

BYE-LAWS

Made on the 26th day of March, 1942, by the Mayor, Aldermen and Burgesses of the Borough of Hendon, acting by the Council for the Regulation of Licensed Establishments for Massage or Special Treatment in the Borough of Hendon.

DEFINITIONS

1. Throughout these bye-laws the following words and expressions shall, unless the context otherwise requires, have the meanings hereafter assigned to them, that is to say:-

“The Council” means the Hendon Borough Council.

“Licensed person” means a person licensed by the Council under Part VII of the Middlesex County Council Act, 1934, or a person who shall have lodged a certificate under Section 74(1) of that Act.

“Establishment” means and includes premises used or represented as being or intended to be used by a licensed person for the reception or treatment of persons requiring massage or special treatment.

“Massage or special treatment” means and includes (a) massage, manicure or chiropody; or (b) electric treatment or radiant heat light electric vapour or other baths for therapeutic treatment; or (c) other similar treatment.

“Inspector” means and includes (a) in relation to any establishment in respect of which a certificate shall have been lodged under Section 74(1) of the Middlesex County Council Act, 1934, the Medical Officer of Health and any registered medical practitioner duly authorised by the Council pursuant to Section 69 of that Act; and (b) in relation to any other establishments to which these bye-laws apply any officer of or other person duly authorised by the Council pursuant to the said Section 69.

FEES OR CHARGES

2. A licensed person shall (a) make a complete scale of all fees or charges for massage or special treatment given at the establishment, and (b) at all times exhibit a copy of such scale of fees or charges in a conspicuous position in each part of the establishment in which payment is made and also in each part of such establishment in which massage or special treatment is given so that such notice or notices can be read by persons receiving such treatment. No greater fee or charge than that specified in the scale or scales of fees or charges so exhibited shall be demanded or received by such licensed person.

3. A licensed person shall within seven days after the date on which notification shall have been given to him by the Council of the grant of a new licence to him, furnish the Council with a copy of such scale of fees or charges and shall not thereafter substitute therefor any other fees or charges without first giving notice in writing to the Council of all alterations proposed to be made and making the necessary corrections in the scale exhibited in accordance with these bye-laws.

ADVERTISEMENTS

4. A licensed person shall keep in the establishment, arranged or filed in order of date, a copy of each advertisement or circular issued by him or on his behalf for a period of six months from the date of the issue of such advertisement or circular, which said copies shall be open to inspection by an inspector and shall be produced on demand for such inspection.

CONDUCT OF BUSINESS

5. A licensed person shall not do, suffer or permit in the establishment any act of an indecent or disorderly character and shall take all necessary steps to exclude from the establishment a customer or any other person who has committed such an act in the establishment. Such licensed person shall not employ or permit or suffer to be in or upon the establishment any person who is of known immoral character and shall cause all persons in his employ engaged in the establishment to be decently and properly attired, and he shall not permit or suffer the door of any room or place in the establishment for the time being in use for the giving of massage or special treatment to be locked during the period that the patient is therein.

RECORDS

6. A licensed person shall keep at the establishment a record in the manner prescribed by the Council, giving (a) the name, age, private address, and qualification of every assistant employed at the establishment, (b) the terms of remuneration of every person, assistant or otherwise, employed at the establishment, and (c) particulars of every case of curative treatment, giving the name and address of the medical practitioner (if any) by whom or at whose instance such treatment was prescribed, the name of the person giving such treatment, the sex of each patient and the date and the time of treatment. Such record shall be open to inspection by an inspector and shall be produced on demand for such inspection.

7. A licensed person shall not make, or cause to be made, any false entry in any record required to be kept in pursuance of these bye-laws.

MANAGER

8. A manager or other person directly or indirectly responsible for the management of an establishment shall be under the same obligation as the licensed person to comply with and secure the observance of these bye-laws.

The Corporate Seal of the Mayor, Aldermen and)
Burgesses of the Borough of Hendon was hereunto)
affixed this Twenty-sixth day of March, 1942,)
pursuant to a Resolution passed on the Twenty-)
sixth day of January 1942, in the presence of:-)

R. A. BEAUMONT TEARE,
Mayor.

LEONARD WORDEN,
Town Clerk.

I hereby confirm the foregoing bye-laws and fix the date on which they are to come
into operation as the 1st August, 1942.

HERBERT MORRISON,
One of His Majesty's Principal
Secretaries of State

NOTES

Penalties

1. Every person who acts in contravention of the provisions of the above bye-laws is liable on summary conviction to a penalty not exceeding £5 and to a further penalty not exceeding £2 for each day on which the offence continues after conviction thereof. (See sub-section (2)(b) of section 70 of the Act.)

(By Criminal Law Act 1977 S.31(5) the fine of £5 was increased to £25. By S.31(8) the daily penalty is not changed.

Criminal Justice Act 1982 converts £25 to £50, which equates to level 2, and by S1447 of 1994, level 2 is now £100.)

Exhibition of Bye-laws

2. A licensed person must keep a copy of these bye-laws exhibited in such part of the licensed premises as may be approved by the Council. (See section 68(2) of the Act.)